



**ILO DECLARATION ON FUNDAMENTAL PRINCIPLES AND RIGHTS AT WORK
ANNUAL FOLLOW-UP CONCERNING NON-RATIFIED FUNDAMENTAL CONVENTIONS**

REPORT FORM

Elimination of all forms of forced or compulsory labour

Introduction

The ILO Declaration on Fundamental Principles and Rights at Work and its Follow-up, which was adopted by the International Labour Conference at its 86th Session on 18 June 1998, recalls that all Members, even if they have not ratified the Conventions regarded as fundamental, have an obligation arising from the very fact of their membership in the Organization to respect, to promote and to realize, in good faith and in accordance with the Constitution, the principles concerning the fundamental rights which are the subject of those Conventions.

In order to give the Organization and its Members the opportunity of regularly observing their efforts to promote those principles, the Declaration has a promotional follow-up, one component of which sets out to obtain, through annual reports requested under article 19, paragraph 5(e), of the Constitution, information from Members that have not ratified one or more of the fundamental Conventions, on any changes to their law and practice with regard to each of the categories of principles and rights set out in the Declaration.

This report form, which has been approved by the Governing Body of the International Labour Office for use by States that have not ratified the Forced Labour Convention, 1930 (No. 29), the Abolition of Forced Labour Convention, 1957 (No. 105), or the Protocol of 2014 to the Forced Labour Convention, 1930, forms part of this component of the follow-up to the Declaration.

To be completed with regard to the principles concerning the fundamental rights which are the subject of the Forced Labour Conventions¹ to which your State is not a party.

Please continue answers on a separate sheet, if necessary, indicating the number of the question.

1. Is the principle of the elimination of all forms of forced or compulsory labour recognized in your country? ___ Yes ___ No
- 2.1. Do legislation and/or judicial decisions in your country define forced or compulsory labour in its various forms? ___ Yes ___ No
- 2.2. **If yes**, what is this definition?
- 3.1. Are all forms of forced or compulsory labour prohibited? ___ Yes ___ No
- 3.2. For any type that is **not** prohibited (for example, chattel slavery, bonded labour, trafficking of persons which involves forced labour, prison forced labour), please specify and state the reasons for this.
- 4.1. Are there any categories of persons or activities not covered by the application of this principle in your country? ___ Yes ___ No
- 4.2. **If yes**, please indicate which ones.
- 5.1. Is there a national policy for realizing the principle of the elimination of all forms of forced or compulsory labour? ___ Yes ___ No
- 5.2. If yes, please describe its objectives, scope, targets and implementing mechanisms. *Please attach relevant policy documents to your reply, indicating Q. 5.*
- 5.3. **If no**, (a) does the Government intend to adopt policy on this subject?
___ Yes, by _____ (date) ___ No
- (b) would the Government like to receive ILO assistance in developing it? ___ Yes ___ No
6. In instances where the Government finds that the principle has not been respected, what does it do? Please describe action taken in recent instances (for example, penalties imposed for the use of forced labour).
7. Please describe the current factual situation in your country with respect to forced or compulsory labour, including an indication of which groups of the population are most vulnerable to this practice.
- 8.1. Have specific measures been implemented or envisaged in your country in relation to realizing the principle of the elimination of all forms of forced or compulsory labour?
___ Yes ___ No
- 8.2. Please specify these measures *by ticking the relevant boxes below*.

Type of measure	Implemented	Envisaged
Awareness raising/advocacy		
Legal reform		
Inspection/monitoring mechanisms		
Penal sanctions		
Civil or administrative sanctions		
Special institutional machinery		
Capacity building		

¹ The texts of these Conventions may be consulted on the ILO Internet site (<http://www.ilo.org>), in the official compilation of international labour Conventions and Recommendations, or obtained by request from the ILO Distribution Service, 4, route des Morillons, CH-1211 Geneva 22.

Type of measure	Implemented	Envisaged
Employment creation/income generation		
Educational programmes		
Rehabilitation following removal from forced labour		
International cooperation programmes or projects		
Tripartite examination of issues		
Other measures. Please specify		

8.3. (a) In these measures, is special attention given to the situation of particular groups of people (for example, men, women, boys, girls)? ___ Yes ___ No

(b) Please specify the groups

8.4. If any special measures undertaken in your country can be regarded as successful examples of the elimination of forced or compulsory labour, please describe them. *Please attach any relevant documents, indicating Q. 8.4.*

8.5. Have employers' and/or workers' organizations been involved in the development and implementation of government measures?

If yes, please describe. *Please attach relevant documents, indicating Q. 8.5.*

9.1. Is there any government authority responsible for the identification, emancipation and/or rehabilitation of persons subject to forced labour? ___ Yes ___ No

9.2. **If yes**, please provide the name(s) and a description of the responsibilities of the entity/entities concerned.

10.1. Does the Government work with multilateral agencies, with donors bilaterally and/or with non-governmental organizations at the multilateral level in relation to the elimination of forced or compulsory labour? ___ Yes ___ No

10.2. **If yes**, please name these organizations and briefly describe this cooperation.

11.1. Does the Government collect statistics and other information relevant to the elimination of all forms of forced or compulsory labour? ___ Yes ___ No

11.2. **If yes**, please identify the statistics and information, and name the institution(s) from which the ILO can obtain this information.

11.3. **If no**, does the Government plan to do so?

12. Please describe any major changes concerning the principle since your last report (for example, changes in the regulatory, policy or institutional frameworks, initiation of significant new programmes, new data, change in the number of people working under forced labour conditions).

Major change	Date of change

13. What have been the main difficulties encountered in your country with respect to realizing the principle of the elimination of all forms of forced or compulsory labour? *Please tick all that apply.*

Nature of the difficulty	Forced labour due to debt bondage	Forced labour due to trafficking	Other type. Please specify
Lack of public awareness and/or support			
Lack of information and data			
Social values, cultural traditions			
Social and economic circumstances			
Political situation			
Legal provisions			
Prevailing employment practices			
Lack of capacity of responsible government institutions			
Lack of capacity of employers' organizations			
Lack of capacity of workers' organizations			
Lack of social dialogue on this principle			
Other. Please specify			

- 14.1. Does your Government see a need for new and/or continued technical cooperation with the ILO to facilitate the realization of the principle of the elimination of forced or compulsory labour?

____ Yes ____ No

- 14.2. **If yes**, please indicate your technical cooperation needs, **ranking them** as follows:

1 = most important; 2 = second most important, 3 = third most important; 0 = not important.

*Please attach further details for the **first three priority technical cooperation needs** that you identify in relation to the elimination of forced or compulsory labour, indicating Q. 14.*

Type of technical cooperation desired	Ranking
Assessment in collaboration with the ILO of the difficulties identified and their implication for realizing the principle	
Awareness-raising, legal literacy and advocacy	
Strengthening data collection and capacity for statistical collection and analysis	
Sharing of experiences across countries/regions	
Policy advice	
Legal reform (labour law and other relevant legislation)	
Capacity building of responsible government institutions	
Training of other officials (e.g. police, judiciary, social workers, teachers)	
Strengthening capacity of employers' and workers' organizations	
Employment creation, skills training and income generation for vulnerable workers	
Development of social protection systems	
Rural development policies (for example, land reform, rural infrastructure, agricultural extension, marketing, microfinance)	
Cross-border cooperation mechanisms	
Coordination between institutions (e.g. various ministries and relevant commissions)	

Other. Please specify

15.1. Regarding the preparation of this report:

- (a) Was the most representative employers' organization consulted in its preparation? _____ Yes _____ No
- (b) Were the most representative workers' organizations consulted in its preparation? _____ Yes _____ No
- (c) Was there consultation with any governmental authorities outside the Ministry? _____ Yes _____ No

15.2. **If yes**, to any of the above, please describe the consultation process(es).

16. Regarding comments received on this report:

- (a) Did employers' organizations make any comments on the report? _____ Yes _____ No
- (b) Did workers' organizations make any comments on the report? _____ Yes _____ No

17. Which employers' organizations have been sent copies of the report? *Please attach a list, indicating Q. 17.*

18. Which workers' organizations have been sent copies of the report? *Please attach a list, indicating Q. 18.*

19. Please attach to your report any other new information relevant to the efforts made by your country to respect, promote and realize the principle of the elimination of forced or compulsory labour.

Prevention of forced or compulsory labour, victim protection and access to remedies

To be completed for the principles concerning the fundamental rights which are the subject of the Protocol of 2014 to the Forced Labour Convention, 1930, to which your State is not party.

1.1. Is there a national policy and plan of action aimed at realizing the principle of effective and sustained suppression of all forms of forced or compulsory labour through prevention, victim protection and access to remedies?

_____ Yes _____ No

1.2. If so, please describe the measures envisaged, the established objectives and the authorities responsible for the implementation, coordination and assessment of these measures. Please attach any relevant documents under Q.1.1

1.3. Please also indicate the manner in which employers' and workers' organizations have been consulted.

1.4. If not:

- (a) Does the Government envisage adopting a national policy and/or plan of action in this regard? _____ Yes, by _____ (date) _____ No
- (b) Does the Government wish to receive ILO assistance in developing one? _____ Yes _____ No

1.5. Is there a national policy and plan of action setting out measures and specific action for combatting trafficking in persons for the purposes of forced or compulsory labour? If so, please describe these measures.

1.6. Does the Government collect and analyse statistical data and other information on the nature and extent of forced or compulsory labour?

_____ Yes _____ No

1.6.1. If so, please describe these data.

1.6.2. If not, does the Government envisage collecting data on forced or compulsory labour and does it wish to receive ILO assistance for this purpose?

2.1. Have measures been taken or are measures envisaged for the prevention of all forms of forced or compulsory labour?

2.2. If so, please indicate the type of measures, filling in the appropriate boxes below.

	Description of measures taken or envisaged	Population groups benefiting from these measures and the relevant forced labour practices
Information, education and awareness raising targeting especially people in vulnerable situation and employers		
Strengthening and broadening of the coverage of legislation, particularly labour law		
Regulation and supervision of the labour recruitment and placement process		
Supporting due diligence by the public and private sectors		
Addressing the root causes that perpetuate forced labour		
Promotion of safe and regular migration		
Education/vocational training		
Capacity building for the competent authorities		
Promotion of freedom of association and collective bargaining to enable at-risk workers to join workers' organizations		
Basic social security guarantees		
Other (please specify)		

3.1. Have measures been taken or are measures envisaged for the identification, release, protection, recovery and rehabilitation of victims of all forms of forced or compulsory labour?

3.2. If so, please indicate the type of measures, filling in the appropriate boxes below.

	Description of measures taken or envisaged	Population groups benefiting from these measures and the relevant forced labour practices
	Training of relevant actors for identification of forced labour practices	
	Legal protection of victims	
	Material assistance for victims	
	Medical and psychological assistance for victims	
	Measures for the rehabilitation and social and professional reintegration of victims	
	Protection of privacy and identity	
	Appropriate accommodation	
	Specific measures for children	
	Specific measures for migrants	
	Other (please specify)	

4.1. Have measures been taken or are measures envisaged to provide victims of all forms of forced or compulsory labour with access to remedies?

4.2. If so, please indicate the type of measures, filling in the appropriate boxes below.

	Description of measures taken or envisaged	Population groups benefiting from these measures and the relevant forced labour practices
	Information and counselling for victims regarding their rights	
	Free legal assistance	
	Cost-free proceedings	
	Development of forced labour indicators	
	Access to remedies and compensation	
	Capacity building and enhanced resources for the competent authorities, such as labour inspection, law enforcement, prosecution services and judges	
	Provision for authorities not to prosecute victims for acts which they have been compelled to commit	
	Provision of penalties such as the confiscation of assets and criminal liability of legal persons	
	Other (please specify)	

4.3. Please indicate whether the measures aimed at providing access to justice and remedies apply to all victims of forced or compulsory labour, irrespective of their presence or legal status in the national territory.

5.1. Does the Government cooperate with other member States, international and regional organizations, or non-governmental organizations to achieve the effective and sustained suppression of forced or compulsory labour?

_____ Yes _____ No

5.2. If so, please briefly describe the modalities of this cooperation.

6.1. Have employers' and/or workers' organizations been consulted in the development and implementation of adopted measures?

6.2. If so, please provide details and attach any relevant documents under Q.6.1

7. Please describe any significant changes which have taken place since your last report (for example, changes in the legislative and institutional framework, launching of major programmes, new data, changes in the number of persons in forced labour who have been identified, released and protected, penalties imposed on perpetrators).

8. What are the main obstacles encountered by your country with regard to realizing the principle of effective and sustained suppression of all forms of forced labour through prevention, victim protection and access to remedies? Please fill in the appropriate boxes below.

Nature of the obstacle	Briefly describe the obstacle and the relevant forced labour practice
Lack of awareness	
Lack of information and data	
Social values, cultural traditions	
Social and economic circumstances	
Political situation	
Shortcomings in the legislative framework	
Lack of resources in the institutional framework	
Challenges linked to the labour recruitment and placement process	
Challenges linked to migration policies	
Lack of social dialogue on the principle	
Lack of resources in employers' organizations	
Lack of resources in workers' organizations	
Other (please specify)	

9.1. Does your Government think that it should establish technical cooperation activities with the ILO or pursue those that already exist for the prevention and effective suppression of forced or compulsory labour, victim protection and access to remedies?

_____ Yes _____ No

9.2. If so, please indicate the needs in this area, in descending order:

0 = not important; 1 = most important; 2 = important; 3 = less important; etc.

Please attach additional information on the top three needs that you have identified in the elimination of forced labour or compulsory under Q.9.

Technical cooperation needs	Priority
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Technical cooperation needs	Priority
Assessment, in cooperation with the ILO, of the obstacles identified and their impact on the realization of the principle	
Awareness-raising and mobilization activities	
Collection and analysis of data and information	
Guidance on the development of the national policy and plan of action	
Strengthening the legal framework	
Capacity building for the competent authorities	
Inter-institutional coordination	
Promotion of fair recruitment and placement practices	
Promotion of fair migration policies	
Vocational training, job-creation and income-generation programmes for at-risk populations	
Basic social security guarantees	
Guidance on supporting due diligence	
Capacity building for employers' and workers' organizations	
Promotion of freedom of association and collective bargaining to enable at-risk workers to join workers' organizations	
Exchange of experiences between countries or regions; international cooperation	
Other (please specify)	

10.1. When preparing its report, did the Government consult:

- (a) The most representative employers' organizations? ____ Yes ____ No
- (b) The most representative workers' organizations? ____ Yes ____ No
- (c) The competent authorities? ____ Yes ____ No

10.2. If so, please describe the consultation process(es).

11. Comments on this report:

- (a) Did employers' organizations comment on the report?
____ Yes ____ No
- (b) Did workers' organizations comment on the report?
____ Yes ____ No

12. To which employers' organizations was the report sent? Please attach the list under Q.12.

13. To which workers' organizations was the report sent? Please attach the list under Q.13.

14. Please attach to the report any new information on efforts made to respect, to promote and to realize the principle of effective and sustained suppression of forced or compulsory labour through prevention, victim protection and access to remedies.